

AMENDED
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAY 15 1990

Returned to applicant for correction.....

Corrected application filed..... MAY 25 1990

Map filed..... MAY 25 1990

The applicant Lone Tree Mining, Inc.

Box 27019 of Albuquerque,
Street and No. or P.O. Box No. City or Town

New Mexico 87125, hereby make S application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Delaware 2/21/90

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 5.0 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for Mining, Milling and Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks") see No. 12

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point NW 1/4 NE 1/4 of Section 11, T.34N., R.42E.
Describe as being within a 40-acre subdivision of public

M.D.B. & M., or at a point from which the SE corner of said Section 11 bears S.25°
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

26°34" E a distance of 5,426.60 feet.

6. Place of use Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, and 27 T.34N., R.42E.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

M.D.B. & M. and the south half of the NE 1/4, and the north half of the SE 1/4, Section

29 T.35N., R.43E. M.D.B. & M.

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well casing, pump and distribution system
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$100,000.00

10. Estimated time required to construct works two years
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use five years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used in a mining and milling complex. Water from this
application to be comingled with water from applications No. 54759 through
No. 54764, for a combined annual duty of 3,620 acre feet.

s/Forrest L. Fox
 By Forrest L. Fox, Agent
Hydro-Search, Inc
5250 S Virginia St, Ste 280 Reno, NV 89502

Compared pm/ bp am/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 54247, 54873-T, 54759, 54760, 54761, 54762, 54763 and 54764 shall not exceed 1024.5 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 5.0 cubic feet per second, but not to exceed 1024.5
million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before May 25, 1992

Proof of completion of work shall be filed on or before June 25, 1992

Application of water to beneficial use shall be made on or before May 25, 1993

Proof of the application of water to beneficial use shall be filed on or before June 25, 1993

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed _____ IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed _____ office, this 17th day of October,

Cultural map filed _____ A.D. 19 90

Certificate No. _____ Issued _____

[Signature]
 State Engineer